

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE:

EAGLE COMMUNICATIONS OF IOWA,
INC.

DOCKET NOS. TCU-99-36
TF-99-297
WRU-99-50-3354

**ORDER GRANTING APPLICATION, APPROVING TARIFF, GRANTING WAIVER,
AND ISSUING CERTIFICATE**

(Issued January 7, 2000)

On October 13, 1999, Eagle Communications of Iowa, Inc. (Eagle), filed with the Utilities Board (Board) an application for a certificate of public convenience and necessity to provide local exchange service in the exchanges served by U S West Communications, Inc. (U S West). The application is identified as Docket No. TCU-99-36. At the same time, Eagle filed a tariff identified as TF-99-297 and a statement that it will concur in the maps of U S West and will adopt and concur in changes to U S West's maps as they may occur. The Board has reviewed the application and finds Eagle has the requisite technical, financial and managerial ability to provide the service it proposes to render. Pursuant to IOWA CODE § 476.29(2), the Board will grant Eagle's application.

The Board has reviewed the tariff filed by Eagle and finds that it substantially complies with the Board's rules and the service proposed to be rendered by Eagle. The Board will approve the tariff. In addition, Eagle filed a statement that it will make available a 2-PIC methodology for intraLATA and interLATA calling.

Eagle requested the Board waive the requirements of two of the Board's rules. First, Eagle sought a waiver of IOWA ADMIN. CODE 199-16.5(2), which requires utilities to maintain accounts pursuant to a modified version of the system of accounts. Eagle stated it would maintain its books in accordance with generally accepted accounting rules. Eagle also asked the Board to grant a waiver of the IOWA ADMIN. CODE 199-22.3 requirement that it publish a directory.

The Board finds it reasonable to grant Eagle's requests for waiver. Based on the nature of local exchange service Eagle will provide, neither of these requirements is appropriate at this time. The Board will be able to adequately review its records if it becomes necessary. Until or unless Eagle serves a very large number of customers, it is unnecessary for it to publish a separate directory in Iowa.

IT IS THEREFORE ORDERED:

1. The application for a certificate of public convenience and necessity filed by Eagle Communications of Iowa, Inc., on October 13, 1999, identified at Docket No. TCU-99-36, is granted.
2. The tariff filing, identified as TF-99-297, filed by Eagle on October 13, 1999, is approved.
3. The petition for waiver, identified as Docket No. WRU-99-50-3354, is granted.

4. A certificate, identified as Certificate No. 0206, is issued to Eagle with this order.

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr.

Executive Secretary

/s/ Diane Munns

Dated at Des Moines, Iowa, this 7th day of January, 2000.